

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. 5:07-HC-2176-D

UNITED STATES OF AMERICA,)
)
Petitioner,)
)
v.) STIPULATION OF DISMISSAL
)
JESS WILLIAM MARTIN,)
)
Respondent.)

The United States of America and the Respondent, Jess William Martin, through his attorney, hereby enter into the following stipulation pursuant to Rule 41(a)(1)(A)(ii):

1. The United States, pursuant to lawful procedures, certified the Respondent as a sexually dangerous person under Title 18, United States Code, Section 4248.

2. Upon a more detailed review of the Respondent=s condition, the United States is willing to dismiss this case and release the Respondent from custody, to begin serving his remaining period of supervised release as imposed under his original sentence and re-imposed by his subsequent supervised release violation sentence.

3. Respondent will be released from custody upon the signing of this stipulation by all parties, the entering of an order by this court, and upon clearance from the United States Probation Office in this District and notification made to the United States Probation Office for the District of Oregon.

4. The term of his supervised release will be deemed to have begun as of the date of his actual release from custody.

5. The attorney for the Respondent, by signing this stipulation consenting to the order of dismissal, certifies to the Court that he has obtained the specific authority from her client to sign this stipulation.

WHEREFORE, the parties stipulate that this case should be DISMISSED without prejudice.

Respectfully submitted on May 10th, 2011.

GEORGE E.B. HOLDING
United States Attorney

10 May 11

Date

BY: /s/ Michael Bredenberg
Michael Bredenberg
Special Assistant U.S. Attorney
Attorney for Petitioner
U.S. Attorney=s Office Civil Division
310 New Bern Avenue
Suite 800, Federal Building
Raleigh, NC 27601-1461
Telephone: (919) 575-3900 x 6078
(919) 856-4309
FAX: (919) 856-4821
E-mail: michael.bredenberg@usdoj.gov
N.C. Bar # 26068

ATTORNEY FOR JESS WILLIAM MARTIN

5-10-11

Date

Leza Lee Driscoll
Leza Lee Driscoll, with Express
Authority From Jess William Martin

5/10/11

Jess William Martin
Jess William Martin, with approval
and consent

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:07-HC-2176-D

UNITED STATES OF AMERICA,)
Petitioner,)
) ORDER OF DISMISSAL
v.)
)
JESS WILLIAM MARTIN,)
Respondent.)

The Court has before it a Stipulation of Dismissal on behalf of both parties. Pursuant to that Stipulation and for good cause shown, this action is hereby dismissed.

So ORDERED this ____ day of May, 2011.

JAMES C. DEVER, III
United States District Judge

CONSENTED IN FORM AND CONTENT

/s/ Michael Bredenberg
Michael Bredenberg
Attorney for the Petitioner

/s/ Leza Lee Driscoll
Leza Lee Driscoll
Attorney for Respondent